



Robert Greene Sterne  
Jorge A. Goldstein  
David K.S. Cornwell  
Robert W. Esmond  
Tracy-Gene G. Durkin  
Michele A. Cimbala  
Michael B. Ray  
Robert E. Sokohl  
Eric K. Steffe  
Michael Q. Lee  
John M. Covert  
Robert C. Millonig  
Donald J. Featherstone  
Timothy J. Shea, Jr.  
Michael V. Messinger  
Judith U. Kim  
Mark Fox Evans  
Jeffrey T. Helvey  
Eldora L. Ellison  
Donald R. Banowitz  
Peter A. Jackman  
Brian J. Del Buono

Elizabeth J. Haanes  
Michael D. Specht  
Kevin W. McCabe  
Glenn J. Perry  
Theodore A. Wood  
Gaby L. Longworth  
Edward W. Yee  
Grant E. Reed  
Tracy L. Muller  
Jon E. Wright  
LuAnne M. DeSantis  
Helene C. Carlson  
Cynthia M. Bouchez  
Timothy A. Doyle  
Lori A. Gordon  
Shannon A. Carroll  
Anbar F. Khal  
Michelle K. Holoubek  
Marsha A. Rose  
Scott A. Schaller  
Lei Zhou  
W. Blake Coblentz

James J. Pohl  
John T. Haran  
Mark W. Rygiel  
Michael R. Malek  
Carla Ji-Eun Kim  
Doyle A. Siever\*  
Ulrike Winkler Jenks  
Paul A. Calvo  
C. Matthew Rozier  
Randall K. Baldwin  
Lori M. Brandes  
Deborah A. Sterling  
Jeremy M. Klass  
Stephanie L. Elmer  
Jeffrey K. Mills  
Mita Mukherjee\*  
Scott M. Woodhouse\*  
Peter A. Socarras  
Christian A. Camarce  
Richard D. Collier  
Patrick P. Hansen  
Ross G. Hicks

Keisha Hylton-Rodic  
Bonnie Nannenga-Combs  
Alyssa K. Sandrowitz  
Jonathan M. Strang  
Ishan P. Weerakoon  
Chenghua Luo  
Salvador M. Bezos\*  
Bruce B. Vance  
Justin T. Sher  
Byron L. Pickard  
Kellie K. DiNapoli\*  
Christopher B. Ferenc\*  
Jeffrey R. Fougere\*  
William P. Ladd\*

**Registered Patent Agents\***  
Karen R. Markowicz  
Danielle L. Letting  
Steven C. Oppenheimer  
Aaron S. Lukas

Jonathan Tuminaro  
Gaurav Asthana  
Yasser Mourtada  
Cynthia L. DeRenzo  
Omar F. Amin  
R. Wilson Powers III  
Erin C. Wong  
Joseph E. Mutschelknaus  
Kavon Nasabzadeh  
Aaron S. Ward  
  
**Of Counsel**  
Edward J. Kessler  
Kenneth C. Bass III  
Christopher P. Wrist  
David C. Isaacson  
Jason D. Eisenberg

\*Admitted only in Maryland  
\*Admitted only in Virginia  
\*Practice limited to Federal Agencies

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**WRITER'S DIRECT NUMBER:**

(202) 772-8834

**INTERNET ADDRESS:**

BHAANES@SKGF.COM

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Art Unit 1633**

**Attn: Mail Stop AF**

Re: U.S. Utility Patent Application  
Application No. 10/521,313; § 371(c) Date: January 14, 2005  
For: **HER-2 NEU DNA VACCINE HAVING ANTI-CANCER ACTIVITY**  
Inventors: LEE *et al.*  
Our Ref: 2298.0080002/EJH/BNC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Petition for Extension of Time Under 37 C.F.R. § 1.136(a);
2. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (PTO/SB/31);
3. Online Credit Card Payment Authorization in the amount of **\$825.00** to cover:

\$270.00 - Notice of Appeal fee; and  
\$555.00 - Extension of Time fee.

***The above-listed documents are filed electronically through EFS-Web.***

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents  
July 15, 2009  
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Fee payment is provided through online credit card payment. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

A handwritten signature in black ink, appearing to read "Elizabeth J. Haanes".

Elizabeth J. Haanes, Ph.D.  
Attorney for Applicants  
Registration No. 42,613

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